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OCT 27 2004 NO. 7205 P. 1/10

MYERS BIGEL SIBLEY & SAJOVEC, P.A. OCT 21 2007

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October 27, 2004

Via Facsimile
703-872-9306

Attn: Petitions Branch
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

In re: Nojima et al. Group Art Unit: 3749
Serial No.: 10/705,365 Confirmation No.: 4620
Filed: November 10, 2003
For: FLUE GAS DENITRATION CATALYST AND PREPARATION PROCESS
THEREOF

Dear Sirs:

Enclosed please find a copy of the Petition to Accord the Proper Filing Date along with a copy of the Cover Sheet for the Application showing the Express Mail Signature and date on Page 2, a copy of the Express Mail Receipt, a copy of our return postcard, and Filing Receipt, submitted to the United States Patent and Trademark Office on March 25, 2004. Thank you for your assistance with this matter.

If you have any questions or concerns regarding this communication, please do not hesitate to contact us.

Sincerely,

Sincerely,

T. Michael Sajovec
Registration No. 31,793

Customer No. 20792
Myers Bigel Sibley & Sajovec, P.A.
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Enclosures

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

ATTY DOCKET NO.: 5576-153
DATE: November 10, 2003

**UTILITY PATENT APPLICATION TRANSMITTAL LETTER
AND FEE TRANSMITTAL FORM (37 CFR § 1.53(b))**

Mail Stop PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing under 37 CFR § 1.53(b) is:

a patent application
 a Continuation a Divisional a Continuation-in-Part (CIP) Application of prior application no.: _____; filed _____ the disclosure of which is incorporated herein by reference in its entirety.
 and claims the benefit of Japanese Application No. 2003-069105; filed March 14, 2003.

Inventor(s) or Application Identifier:

Shigeru NOJIMA
Kozo IIDA
YOSHIAKI OBAYASHI
KATSUMI NOCHI
Masashi KYOSAWA

Entitled:

Flue Gas Denitration Catalyst and Preparation Process Thereof

Myers Bigel Sibley & Sajovec, P.A.
P. O. Box 37428
Raleigh, North Carolina 27627
Telephone: (919) 854-1400
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Customer No. 20792

Enclosed are:

1. Application Transmittal Letter and Fee Transmittal Form (*A duplicate is enclosed for fee processing*)
2. 21 pages of Specification (including 18 claims)
3. 1 sheets of Formal Drawings (35 USC 113)
4. Oath or Declaration
 - a. newly executed (*original or copy*)
 - b. copy from prior application (37 CFR 1.63(d)) (*for continuation/divisional*) [*Note Box 6 Below*]
 - c. DELETION OF INVENTOR(S) (*Signed statement deleting inventor(s) named in the prior application*)

Page 1 of 2

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5. Application Data Sheet. See 37 CFR 1.76

6. Incorporation By Reference (*useable if box 4b is checked*)
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

7. Microfiche Computer Program (*Appendix*)

8. Assignment papers (*cover sheet(s) and document(s)*)

9. Applicant claims small entity status. See 37 CFR § 1.27.

10. Information Disclosure Statement, PTO-1449, and 1 references cited

11. Preliminary Amendment (*Please enter all claim amendments prior to calculating the filing fee.*)

12. English Translation Document

13. Certified Copy of Japanese Application No. 2003-069105; Filed March 14, 2003

14. Sequence Listing/ Sequence Listing Diskette

- a. computer readable copy
- b. paper copy
- c. statement in support

15. An Associate Power of Attorney

16. Return Receipt Postcard (MPEP 503) (*Should be specifically itemized*)

17. Other:

The fee has been calculated as shown below:

| | Column 1 No. Filed | Column 2 No. Extra | Small Entity Rate Fee | Large Entity Rate Fee |
|---|-----------------------|-----------------------|--------------------------|--------------------------|
| BASIC FEE | | | \$385.00 | \$ 770.00 |
| TOTAL CLAIMS | 18 - 20 = | | x 09 = \$ | x 18 = \$ |
| INDEP CLAIMS | 3 - 3 = | | x 43 = \$ | x 86 = \$ |
| <input type="checkbox"/> MULTIPLE Dependent Claims Presented | | | + 145 = \$ | + 290 = \$770.00 |
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A check in the amount of \$810.00 is enclosed to cover the filing fee, PLUS the Assignment Recordation fee (\$40.00).

Please charge my Deposit Account No. 50-0220 in the amount of \$

The Commissioner is hereby authorized to credit overpayments or charge the following fees associated with this communication to Deposit Account No. 50-0220:

- a. Additional filing fees under 37 CFR 1.16 for presentation of extra claims.
- b. Additional patent application processing fees under 37 CFR 1.17.

Respectfully submitted,



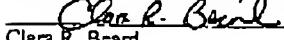
M. Michael Sajovec
Registration No. 31,793

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Clara R. Beard

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MS Receipt Application

Commissioner for Patents
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Alexandria, VA 22313-1450

Encls/cts Date: November 10, 2003
Doc. No. 65716-15-3

11-20-03 AOC Serial No. To Be Assigned
Inventor None

Sir: Kindly acknowledge receipt of the accompanying items listed below
by placing your receiving stamp hereon and return mailing:

Application Transmittal and:
 Specification pages 21
 No. of Claims 18
 Declaration & POA
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U.S. PTO
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Respectfully submitted,
MYERS BIGEL SIBLEY & SAJOVEC, P.A.
Attorneys for Applicant

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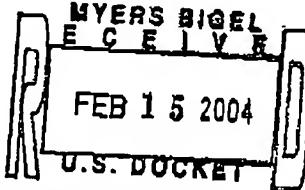
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| 10/705,365 | 11/12/2003 11/10/2003 | 3749 | 770 | 5576-153 | 1 | 18 | 3 |

20792
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CONFIRMATION NO. 4620

FILING RECEIPT



OC000000011872602

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Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the any corrections noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Shigeru Nojima, Hiroshima, JAPAN;
 Kozo Iida, Hiroshima, JAPAN;
 Yoshiaki Obayashi, Hiroshima, JAPAN;
 Katsumi Nochi, Hiroshima, JAPAN;
 Masashi Kiyosawa, Nagasaki-ken, JAPAN;

Domestic Priority data as claimed by applicant

Foreign Applications

JAPAN 2003-069105 03/14/2003

If Required, Foreign Filing License Granted: 02/10/2004

Projected Publication Date: 09/16/2004

Non-Publication Request: No

Early Publication Request: No

Title

Flue gas denitration catalyst and preparation process

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Preliminary Class

431

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Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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